

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of) **MAIL STOP: AMENDMENT**
Satoru Banzai)
Application No.: 10/593,266) Group Art Unit: 1616
Filed: September 18, 2006) Examiner: Unassigned
For: STICK TYPE COSMETIC AND) Confirmation No.: 6449
PRODUCTION PROCESS FOR THE)
SAME)

RESPONSE TO UNITY OF INVENTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the unity of invention requirement set forth in the Official Action dated March 25, 2009, applicant hereby elects the subject matter of Group I which currently includes claims 7-18. This election is made with traverse as applicant believes that method claim 19 should be considered with claims 7-18 since claims 7 and 19 each recite, *inter alia*, a mesoporous material and the use of microwave heating or microwave heating and ultrasonic cleaning.

Should the Examiner maintain the requirement, applicant reserves the right to petition the requirement, request rejoinder or file a divisional application relating to the non-elected subject matter.

Should the Examiner have any questions concerning the present application, he is invited to contact the undersigned attorney at the number provided below.

Respectfully submitted,

BUCHANAN INGERSOLL & ROONEY PC

By: 

Robert G. Mukai
Registration No. 28531

P.O. Box 1404
Alexandria, VA 22313-1404
703 836 6620

Date: April 6, 2009